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**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

NEVADA RESORT ASSOCIATION –
INTERNATIONAL ALLIANCE OF
THEATRICAL STAGE EMPLOYEES
AND MOVING PICTURE MACHINE
OPERATORS OF THE UNITED STATES
AND CANADA LOCAL 720 PENSION
TRUST.

CASE NO.: 2:19-cv-00499-JAD-VCF

NOTICE OF CROSS APPEAL

Plaintiff,

VS.

JB VIVA VEGAS, L.P.,

Defendant.

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Please take notice that Plaintiff, Nevada Resorts Association – International Alliance of Theatrical Stage Employees and Moving Picture Machine Operators of the United States and Canada Local 720 Pension Trust (the “Plan”), by and through its attorneys of record at Brownstein Hyatt Farber Schreck, LLP, respectfully cross-appeals to the United States Court of Appeals for the Ninth Circuit from the Order Granting in Part and Denying in Part Plaintiff’s Motion for Summary Judgment and Denying Defendant’s Motion for Summary Judgment (ECF No. 62) (the “Order”) entered in this action on March 29, 2024, and the Judgment in a Civil Case (ECF No. 63), entered based on the Order on April 1, 2024.

Dated May 7, 2024.

BROWNSTEIN HYATT FARBER SCHRECK, LLP

/s/ Christopher M. Humes

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CERTIFICATE OF SERVICE

Pursuant to Federal Rule of Civil Procedure 5(b), I certify that I am an employee of Brownstein Hyatt Farber Schreck, LLP and that on May 7, 2024, I served a true copy of the foregoing **NOTICE OF CROSS APPEAL** upon:

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BY CM/ECF System

I declare under penalty of perjury that the foregoing is true and correct.

/s/ Ebony Davis
An Employee of Brownstein Hyatt Farber Schreck, LLP